Ø 001

JUN 27 2006

DLS:cms 06/27/06 6541-60555-01 535193.doc

PATENT Attorney Reference Number 6541-60555-01

#### KLARQUIST SPARKMAN, LLP

16th Floor World Trade Center, 121 S.W. Salmon Street, Portland, Oregon 97204 U.S.A. PHONE: 503-595-5300 FAX: 503-595-5301

PLEASE DELIVER DIRECTLY TO EXAMINER UN C. CHO

Fax No.: 571-273-8300

Total No. Pages: 18 including this cover sheet

Message:

Transmitted herewith for filing in the below-identified application is a Amendment and Reply to Final Office Action. If you do not receive all pages or if you have problems receiving transmittal, please call Donald L. Stephens Jr. at (503) 595-5300. The fee (large

entity) has been calculated as shown below.

## Response Under 37 C.F.R. § 1.116 Expedited Procedure

In re application of: Roderick Nelson

Application No. 09/745,268 Filed: December 21, 2000 Confirmation No. 7623

MONITORING NETWORK

PERFORMANCE USING INDIVIDUAL

CELL PHONE LOCATION AND PERFORMANCE INFORMATION

Examiner: Un C. Cho

Art Unit: 2681

Attorney Reference No. 6541-60555-01

CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number (571) 273-8300 on the date shown below.

Attorney or Agent for Applicant(s)\_

Date Transmitted June 27, 2006

COMMISSIONER FOR PATENTS P.O. BOX 1450

**ALEXANDRIA, VA 22313-1450** 

## TRANSMITTAL LETTER

Accompanying is an Amendment and Reply to Final Office Action for the above application. The fee has been calculated as shown below.

06/29/2006 NNGUYEN1 00000003 024550

01 FC:1251

120.00 DA

09745268

DLS:ems 06/27/06 6541-60555-01 535193.doc

Ø 002

JUN 2 7 2006

PATENT

Attorney Reference Number 6541-60555-01

CLAIMS AS AMENDED Present No. paid for No. after Extra Fee Rate amendment previously For \$50.00 \$ 0.00 - 36\* 31 Total Claims \$ 0.00 - 10\*\* 0 \$200.00 7 Indep. Claims \$360.00 Mult. Dep. Claims Fee (if not previously paid) \$120.00 \$120.00 One-month Extension of Time \$450.00 Two-month Extension of Time \$1,020.00 Three-month Extension of Time \$120.00 TOTAL ADDITIONAL FEE FOR THIS AMENDMENT

- Applicant petitions for an extension of time for the number of months indicated above. If  $\bowtie$ an additional extension of time is required please consider this a petition therefor.
- 冈 Please charge \$120.00 and any additional fees that may be required in connection with filing this Amendment and any extension of time to Deposit Account No. 02-4550.
- If the Patent and Trademark Office determines that this amendment results in an  $\boxtimes$ additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

Respectfully submitted,

Michael D. Jones

Registration No. 41,879

KLARQUIST SPARKMAN, LLP

Z\_\_

One World Trade Center, Suite 1600

121 S.W. Salmon Street Portland, Oregon 97204

Telephone: (503) 595-5300

Facsimile: (503) 595-5301

Client ÇÇ:

Docketing

Accounting

<sup>\*</sup> greater of twenty or number for which fee has been paid.

<sup>\*\*</sup> greater of three or number for which fee has been paid.

JUN 2 7 2006

DLS:cms 6/27/06 535169.doc PATENT Attorney Reference Number 6541-60555-01 Application Number 09/745,268

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# Response Under 37 C.F.R. § 1.116 Expedited Procedure

In re application of: Roderick Nelson

Application No. 09/745,268
Filed: December 21, 2000
Confirmation No. 7623

For: MONITORING NETWORK

PERFORMANCE USING INDIVIDUAL CELL PHONE LOCATION AND PERFORMANCE INFORMATION

Examiner: Un C. Cho

Art Unit: 2681

Attorney Reference No. 6541-60555-01

COMMISSIONER FOR PATENTS P.O. BOX 1450

**ALEXANDRIA, VA 22313-1450** 

CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number (571) 273-8300 on the date shown below.

Attorney or Agent for Applicant(s)\_\_\_\_

Date Transmitted June 27, 2006

## AMENDMENT AND REPLY TO FINAL ACTION

This paper is in reply to the "final" Office action dated February 27, 2006. Please amend the subject application as follows:

Amendments to the Specification begin on page 2.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3.

Remarks begin on page 10.